

PROOF

STATE OF IOWA

Senate Journal

TUESDAY, JANUARY 29, 2019

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JOURNAL OF THE SENATE

SIXTEENTH CALENDAR DAY
TENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 29, 2019

The Senate met in regular session at 9:02 a.m., President Schneider presiding.

Prayer was offered by Pastor A.J. Potter of the Pleasantville Baptist Church in Pleasantville, Iowa. He was the guest of Senator Cournoyer.

Madeline Judge sang "America the Beautiful". She is the daughter of Representative Kenan Judge and the guest of President Schneider.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Ellie Reece.

The Journal of Monday, January 28, 2019, was approved.

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:27 a.m. until 9:00 a.m., Wednesday, January 30, 2019.

APPENDIX**COMMUNICATIONS RECEIVED**

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

IOWA COUNTY ENGINEERS ASSOCIATION SERVICE BUREAU

Annual Report, pursuant to Iowa Code 312.3B. Report received on January 28, 2019.

DEPARTMENT OF MANAGEMENT

Early Childhood Iowa State Board, pursuant to Iowa Code section 256I.4. Report received on January 29, 2019.

REPORTS OF COMMITTEE MEETINGS**JUDICIARY**

Convened: Tuesday, January 29, 2019, 1:00 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Kinney, Ranking Member; Bisignano, Chapman, Garrett, Hogg, Nunn, Petersen, Shipley, Sinclair, Sweeney, R. Taylor, and Whiting.

Members Absent: Schultz (excused).

Committee Business: SSBs 1005, 1014, and 1015.

Adjourned: 1:40 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, January 29, 2019, 2:00 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Hogg, Ranking Member; Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach.

Members Absent: None.

Committee Business: Distribution of subcommittee assignments.

Adjourned: 2:05 p.m.

STATE GOVERNMENT

Convened: Tuesday, January 29, 2019, 3:05 p.m.

Members Present: R. Smith, Chair; Johnson, Vice Chair; Bisignano, Ranking Member; Celsi, Chapman, Cournoyer, Danielson, Feenstra, Jochum, Miller-Meeks, T. Taylor, Whiting, and Zaun.

Members Absent: Dawson and Schultz (both excused).

Committee Business: Distribution of subcommittee assignments.

Adjourned: 3:10 p.m.

TRANSPORTATION

Convened: Monday, January 28, 2019, 3:30 p.m.

Members Present: Kapucian, Chair; Brown, Vice Chair; Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach.

Members Absent: Danielson, Ranking Member (excused).

Committee Business: Committee assignments.

Adjourned: 3:35 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Tuesday, January 29, 2019, 10:00 a.m.

Members Present: Guth, Chair; Zumbach, Vice Chair; Celsi, Ranking Member; R. Taylor, and Whiting.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:00 a.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: Tuesday, January 29, 2019, 10:00 a.m.

Members Present: Kraayenbrink, Chair; Sinclair, Vice Chair; Wahls, Ranking Member; Koelker, and Quirmbach.

Members Absent: None.

Committee Business: Board of Regents Universities.

Adjourned: 11:05 a.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: Tuesday, January 29, 2019, 10:00 a.m.

Members Present: Costello, Chair; Edler, Vice Chair; Ragan, Ranking Member; Bolkom, and Miller-Meeks.

Members Absent: None.

Committee Business: Presentation by LSA representatives on the Governor's Budget Recommendations.

Adjourned: 11:00 a.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Tuesday, January 29, 2019, 10:05 a.m.

Members Present: Garrett, Chair; Nunn, Vice Chair; Hogg, Ranking Member; Carlin, and T. Taylor.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:15 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: Tuesday, January 29, 2019, 10:05 a.m.

Members Present: Johnson, Chair; R. Smith, Vice Chair; Lykam, Ranking Member; and Boulton.

Members Absent: Dawson (excused).

Committee Business: Presentation by DOT.

Adjourned: 11:05 a.m.

INTRODUCTION OF RESOLUTION

[Senate Joint Resolution 11](#), by Whiting, a joint resolution requesting the call of a constitutional convention for the purpose of proposing an amendment to the Constitution of the United States relating to term limits for federal legislators.

Read first time under Rule 28 and referred to committee on **State Government**.

INTRODUCTION OF BILLS

[Senate File 133](#), by Whiting, a bill for an act creating a new resident tax credit available against the individual income tax, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

[Senate File 134](#), by Kinney, a bill for an act providing for persons serving as public members on the Iowa board of veterinary medicine.

Read first time under Rule 28 and referred to committee on **State Government**.

[Senate File 135](#), by Bolkcom, a bill for an act providing for a study relating to the discontinuation of coal for electricity production in the state.

Read first time under Rule 28 and referred to committee on **Commerce**.

[Senate File 136](#), by Bolkcom, a bill for an act providing for fossil fuel cost disclosure in public utility customer billings.

Read first time under Rule 28 and referred to committee on **Commerce**.

[Senate File 137](#), by Lofgren, a bill for an act relating to electronic transactions by permitting the use of distributed ledger technology and smart contracts.

Read first time under Rule 28 and referred to committee on **Commerce**.

[Senate File 138](#), by committee on Education, a bill for an act relating to incentives for whole grade sharing and school district reorganization or dissolution.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 139](#), by committee on Education, a bill for an act relating to a financial literacy requirement under the state's educational standards.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 140](#), by committee on Education, a bill for an act relating to special minor's driver's licenses for students attending accredited nonpublic schools.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 141](#), by Whiting, a bill for an act providing for decennial approval of administrative rules by the general assembly and related procedures and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

[Senate File 142](#), by Bisignano, a bill for an act prohibiting employers and employment agencies from seeking the criminal record or criminal history from applicants for employment under certain circumstances, establishing a criminal history employment application task force, providing penalties, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

[Senate File 143](#), by Jochum, J. Smith, Wahls, Boulton, Kinney, R. Taylor, Quirnbach, Bolkcom, Petersen, Ragan, Mathis, Celsi, and T. Taylor, a bill for an act relating to long-term services and supports provided under the Medicaid program, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

[Senate File 144](#), by Ragan, Mathis, Jochum, J. Smith, Wahls, Boulton, Kinney, Lykam, Quirnbach, Bolkcom, Petersen, Celsi, and T. Taylor, a bill for an act relating to the development and issuance of a request for proposals to provide housing for certain geriatric persons.

Read first time under Rule 28 and referred to committee on **Human Resources**.

[Senate File 145](#), by Danielson, a bill for an act providing for appropriations to the statewide fire and police retirement system and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**

[Senate File 146](#), by Petersen, Ragan, Mathis, Jochum, J. Smith, Wahls, Boulton, Bisignano, Lykam, Quirnbach, and Bolkcom, a bill for an act requesting an interim committee relating to evaluating the current system of court debt collection.

Read first time under Rule 28 and referred to committee on **Judiciary**.

STUDY BILLS RECEIVED

[SSB 1051](#) **Education**

Relating to eligibility and reporting requirements for the skilled workforce shortage tuition grant program.

SSB 1052 Education

Relating to requirements for eligibility under the all Iowa opportunity scholarship program.

SSB 1053 Judiciary

Relating to late fees and prohibited provisions in rental agreements.

SSB 1054 Judiciary

Modifying the periods of time to bring criminal actions for sexual offenses against a minor, providing penalties, and including effective date provisions.

SSB 1055 Judiciary

Relating to the Iowa sobriety and drug monitoring program.

SSB 1056 Judiciary

Relating to the transfer of dangerous persons with mental illness from a hospital for persons with mental illness to the Iowa medical and classification center.

SSB 1057 Judiciary

Relating to the criminal elements for the commission of sexual misconduct with offenders, and providing penalties.

SSB 1058 Judiciary

Relating to criminal trespass while hunting, fishing, or trapping, and providing penalties.

SSB 1059 Ways and Means

Relating to surcharges added to criminal penalties, court funds, civil fees, misdemeanor and felony fines, and fines associated with scheduled violations.

SSB 1060 State Government

Relating to digitization of all records maintained at department of human services local office locations.

SSB 1061 Judiciary

Creating the criminal offense of theft against a vulnerable elder and providing penalties.

SSB 1062 Judiciary

Including personal degradation of a dependent adult as a form of dependent adult abuse by a caretaker regulated by the department of human services, and making penalties applicable.

SSB 1063 Judiciary

Relating to clerks of court, including the number of counties in which a clerk may serve and residency requirements.

SSB 1064 Judiciary

Relating to judicial residency requirements.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 7**

STATE GOVERNMENT: R. Smith, Chair; Bisignano and Cournoyer

Senate Joint Resolution 9

STATE GOVERNMENT: Chapman, Chair; Celsi and R. Smith

Senate Joint Resolution 10

JUDICIARY: Zaun, Chair; Bisignano and Dawson

Senate File 79

STATE GOVERNMENT: Zaun, Chair; Johnson and T. Taylor

[Senate File 80](#)

STATE GOVERNMENT: R. Smith, Chair; Bisignano and Cournoyer

[Senate File 84](#)

HUMAN RESOURCES: Segebart, Chair; Johnson and Ragan

[Senate File 85](#)

HUMAN RESOURCES: Edler, Chair; Carlin and Mathis

[Senate File 90](#)

STATE GOVERNMENT: R. Smith, Chair; Chapman and Jochum

[Senate File 94](#)

HUMAN RESOURCES: Costello, Chair; Garrett and Mathis

[Senate File 95](#)

STATE GOVERNMENT: Feenstra, Chair; Chapman and Danielson

[Senate File 98](#)

COMMERCE: Nunn, Chair; Johnson and Mathis

[Senate File 100](#)

WAYS AND MEANS: Feenstra, Chair; Carlin and Jochum

[Senate File 101](#)

WAYS AND MEANS: R. Smith, Chair; Behn and Quirnbach

[Senate File 102](#)

WAYS AND MEANS: Dawson, Chair; Dotzler and R. Smith

[Senate File 103](#)

WAYS AND MEANS: Feenstra, Chair; Danielson and Dawson

[Senate File 105](#)

COMMERCE: Breitbach, Chair; Bolcom and Chapman

[Senate File 106](#)

COMMERCE: Brown, Chair; Petersen and Sinclair

[Senate File 109](#)

STATE GOVERNMENT: Dawson, Chair; Celsi and Johnson

[Senate File 110](#)

STATE GOVERNMENT: Dawson, Chair; Johnson and T. Taylor

[Senate File 111](#)

HUMAN RESOURCES: Edler, Chair; Bolkcom and Carlin

[Senate File 120](#)

EDUCATION: Sinclair, Chair; Rozenboom and Wahls

[Senate File 121](#)

HUMAN RESOURCES: Costello, Chair; Bolkcom and Segebart

[Senate File 123](#)

HUMAN RESOURCES: Miller-Meeks, Chair; Greene and Mathis

[Senate File 125](#)

JUDICIARY: Zaun, Chair; Dawson and Kinney

[Senate File 126](#)

JUDICIARY: Zaun, Chair; Hogg and Sweeney

[Senate File 127](#)

JUDICIARY: Chapman, Chair; Bisignano and Dawson

[Senate File 131](#)

WAYS AND MEANS: Dawson, Chair; Carlin and Danielson

[Senate File 132](#)

WAYS AND MEANS: Dawson, Chair; Danielson and R. Smith

[Senate File 133](#)

WAYS AND MEANS: Behn, Chair; Danielson and Dawson

[Senate File 143](#)

HUMAN RESOURCES: Costello, Chair; Greene and Jochum

[Senate File 146](#)

JUDICIARY: Schultz, Chair; Bisignano and Sweeney

[SSB 1051](#)

EDUCATION: Edler, Chair; Quirnbach and Sweeney

[SSB 1052](#)

EDUCATION: Edler, Chair; Quirnbach and Sweeney

[SSB 1053](#)

JUDICIARY: Sweeney, Chair; Bisignano and Nunn

[SSB 1054](#)

JUDICIARY: Sinclair, Chair; Petersen and Schultz

[SSB 1055](#)

JUDICIARY: Dawson, Chair; Bisignano and Whiting

[SSB 1056](#)

JUDICIARY: Nunn, Chair; Garrett and R. Taylor

[SSB 1057](#)

JUDICIARY: Schultz, Chair; Kinney and Sweeney

[SSB 1058](#)

JUDICIARY: Schultz, Chair; Kinney and Nunn

[SSB 1059](#)

WAYS AND MEANS: Dawson, Chair; R. Smith and Wahls

[SSB 1060](#)

STATE GOVERNMENT: Cournoyer, Chair; Bisignano and R. Smith

[SSB 1061](#)

JUDICIARY: Nunn, Chair; Kinney and Whiting

[SSB 1062](#)

JUDICIARY: Chapman, Chair; Kinney and Nunn

SSB 1063

JUDICIARY: Garrett, Chair; Bisignano and Whiting

SSB 1064

JUDICIARY: Dawson, Chair; Garrett and Hogg

FINAL COMMITTEE REPORTS OF BILL ACTION**EDUCATION**

Bill Title: [SENATE FILE 138 \(SSB 1032\)](#), a bill for an act relating to incentives for whole grade sharing and school district reorganization or dissolution.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Sinclair, Cournoyer, Quirnbach, Behn, Celsi, Danielson, Edler, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 139 \(SSB 1029\)](#), a bill for an act relating to a financial literacy requirement under the state's educational standards.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Sinclair, Cournoyer, Quirnbach, Behn, Celsi, Danielson, Edler, Johnson, Kraayenbrink, Lofgren, Rozenboom, J. Smith, Sweeney, Wahls, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 140 \(SSB 1033\)](#), a bill for an act relating to special minor's driver's licenses for students attending accredited nonpublic schools.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Sinclair, Cournoyer, Behn, Danielson, Edler, Johnson, Kraayenbrink, Lofgren, Rozenboom, Sweeney, and Zaun. Nays, 4: Quirnbach, Celsi, J. Smith, and Wahls. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.